

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

LINDA TERRY, et al

PLAINTIFFS

VERSUS

CIVIL ACTION NO. 4:04CV269-P-B

**N L INDUSTRIES, INC., f/k/a NATIONAL
LEAD COMPANY f/k/a DUTCH BOY
PAINTS; JERRY PURNELL; and, JOHN DOES 1-10**

DEFENDANTS

ORDER

In accordance with the Memorandum Opinion issued this day, it is **ORDERED:**

That the defendant's Motion to Dismiss [36] is **GRANTED**.

Count Three of plaintiffs' Amended Complaint should be, and hereby is, **DISMISSED
WITH PREJUDICE**.

SO ORDERED, this the 17th day of May, 2007.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE